

ORDINANCE NO. JO-024-2023

A JOINT ORDINANCE OF THE LAFAYETTE CITY COUNCIL AND THE LAFAYETTE PARISH COUNCIL ACCEPTING OWNERSHIP ON BEHALF OF THE CITY OF LAFAYETTE AND THE PARISH OF LAFAYETTE OF WHATEVER RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF SAME IN THOSE CERTAIN PROPERTIES DESCRIBED HEREIN AND AUTHORIZING THE LAFAYETTE MAYOR-PRESIDENT TO EXECUTE ALL DOCUMENTS NECESSARY TO CARRY OUT THE DICTATES OF THIS ORDINANCE

BE IT ORDAINED by the Lafayette City Council and the Lafayette Parish Council, that:

WHEREAS, the Lafayette City Council and the Lafayette Parish Council desires to rescind the previously adopted Ordinance No. O-023-2015 and correlating Intergovernmental Cooperative Endeavor Agreement (“Agreement”) made and entered into with the Department of Transportation and Development (“DOTD” or “Department”) on April 8, 2015 made a part hereof by reference as Exhibit “1” and Exhibit “2” respectively in order to revise the state routes for transfer to the Parish of Lafayette, the Road Transfer credits provided, and the Conditions of this new Agreement; and

WHEREAS, the Lafayette City Council and the Lafayette Parish Council, in exchange for the prior transfer by the State of Louisiana of the following described property to the City and Parish of Lafayette, agrees to record its previous acceptance of ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development (“DOTD” or “Department”), may have owned, with the exception of any and all mineral rights, in and to the following described property and all rights, obligations and liabilities, including, but not limited to, all operation, maintenance, and repairs associated therewith, for its operation and maintenance as a parish road described in ATTACHMENT A; and

WHEREAS, the Lafayette City Council and the Lafayette Parish Council, on behalf of the City of Lafayette and the Parish of Lafayette, agrees to accept ownership of whatever rights the State of Louisiana, through the Department of Transportation and Development, may own, with the exception of any and all mineral rights, in and to the properties described in ATTACHMENT B and agrees to accept all future rights, obligations and liabilities, including, but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a parish road; and

WHEREAS, the Lafayette City Council and the Lafayette Parish Council, on behalf of the City of Lafayette and the Parish of Lafayette, accepts ownership of said Properties described in ATTACHMENTS A and B, under the Conditions described in ATTACHMENT C (the “Conditions”).

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City Council and the Lafayette Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette City Council and the Lafayette Parish Council hereby accepts ownership, on behalf of the City of Lafayette and the Parish of Lafayette, of whatever rights the Department may own in and to the Properties described in ATTACHMENT A and B, provided the State of Louisiana, Department of Transportation and Development complies with the Conditions described in ATTACHMENT C.

SECTION 3: The Lafayette Mayor-President is hereby authorized to execute any and all documents, including but not limited to an Intergovernmental Agreement, together with any amendments or necessary modifications thereto, necessary to effectuate the transfer of the Properties upon the satisfaction of the Conditions, as well as any and all other documents, including but not limited to, agreements, budget adjustments and revisions, together with any amendments or necessary modifications thereto, necessary to carry out the dictates of this ordinance.

SECTION 4: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: After first having been adopted by a majority of the authorized membership of both the Lafayette Parish Council and the Lafayette City Council, this joint ordinance shall become effective upon signature of this joint ordinance by the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon an override of a veto, whichever occurs first.

* * * * *

ATTACHMENT A

Segment LCG-1 – The portion of former state route LA 3084 (known as West Alexander Street) from its junction with the state route US 167 NE Frontage Road proceeding east approximately 0.54 miles to its intersection with state route LA 176 (known as Moss Street).

Segment LCG-2 - The portion of former state route LA 3085 (known as East Pont Des Mouton Road) from interstate I-49 proceeding east approximately 0.62 miles to its intersection with state route LA 176 (known as Moss Street).

Segment LCG-3 - The portion of former state route LA 176 (known in part as East Cypress Street and Jefferson Boulevard) from its junction with the local road known as Johnston Street (former state route US 167) proceeding northerly as East Cypress Street to its junction with and continuation easterly as Jefferson Boulevard a total of approximately 0.42 miles to its intersection with state route US 90 (known as West Evangeline Thruway).

Segment LCG-4 – The portion of former state route US 90 (known in part as Saint John Street and West and East Simcoe Street) from its junction with state route US 90 (known as Cameron Street) proceeding south as Saint John Street to its intersection with and continuation east as West and East Simcoe Street a total of approximately 0.64 miles to its intersection with state route US 90 (known as NW Evangeline Thruway).

Segment LCG-5 - The portion of former state route LA 339 (known as Aymar Road) from its junction with the local road known as Verot School road proceeding northeast approximately 0.16 miles to the local road known as West Pinhook Road.

Segment LCG-6 - The portion of former state route LA 730 (known in parts as Garber Road, Shenandoah Drive and Bayou Tortue Road) from its junction with state route US 90 (known as SE Evangeline Thruway) proceeding southeast approximately 3.79 miles to its junction with the local road known as La Flamme Road.

Segment LCG-7 - The portion of former state route LA 724 (known as South Fieldspan Road) from its junction with state route LA 342 (known as Golden Grain Road) proceeding south approximately 1.00 miles.

Segment LCG-8 – The portion of former state route LA 95 (known in parts as Hungary Road, Landry Road and Austria Road) from its junction with state route LA 720 (known as West Congress Street) proceeding northerly approximately 2.92 miles to its intersection with state route US 90 (known as Cameron Street).

Segment LCG-9 – The portion of former state route LA 98 (known in parts as Vatican Road, Mills Street, Dillon Road, Mardi Gras Road, Nautical Road, Cankton Road and Ira Street) from its intersection with state route LA 93 proceeding northeasterly 5.00 miles to its junction with state route LA 182 (known as North University Avenue).

Segment LCG-10 – The portion of former state route LA 718 (known as South Dearborne Road) from its junction with state route LA 342 (known as Golden Grain Road) proceeding southerly approximately 1.51 miles to its junction with the local road known as Sellers Road.

Segment LCG-11 – The portion of former state route LA 721 (known in parts as West Congress Street, Des Cartes Road and Ridge Road) from the Acadia Parish line proceeding southeasterly approximately 3.22 miles to its intersection with state route LA 719 (known as Riceland Road).

ATTACHEMENT B

Segment 1 - The portion of state route LA 176 (known as Jefferson Boulevard) from its intersection with state route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.226 mile to its intersection with state route LA 176 (known as Moss Street).

Segment 2 - The portion of state route LA 176 (known as Moss Street) from its junction with state route LA 176 (known as Jefferson Boulevard) proceeding north approximately 0.040 mile to its intersection with the local road known as East Simcoe Street.

Segment 3 - The portion of state route LA 3025 (known as South College Road) from its junction with the local road known as West Pinhook Road proceeding northwesterly approximately 1.635 miles to its intersection with state route US 167 (known as Johnston Street), inclusive of the traffic signals at the intersection of state route LA 3025 (known as South College Road) with the local roads known as Coolidge Street and Bendel Road, at the intersection of state route LA 3025 (known as South College Road) with the local road known as West Bayou Parkway and at the intersection of state route LA 3025 (known as South College Road) with the local roads known as Bacque Crescent Drive and Coulee Shore Drive, and inclusive of the bridge located approximately 0.02 mile southeast of the local road known as Clem Drive identified as DOTD bridge recall number 007210, but exclusive of the bridge located approximately 0.01 mile east of the local road known as West Bayou Parkway identified as DOTD bridge recall number 007200.

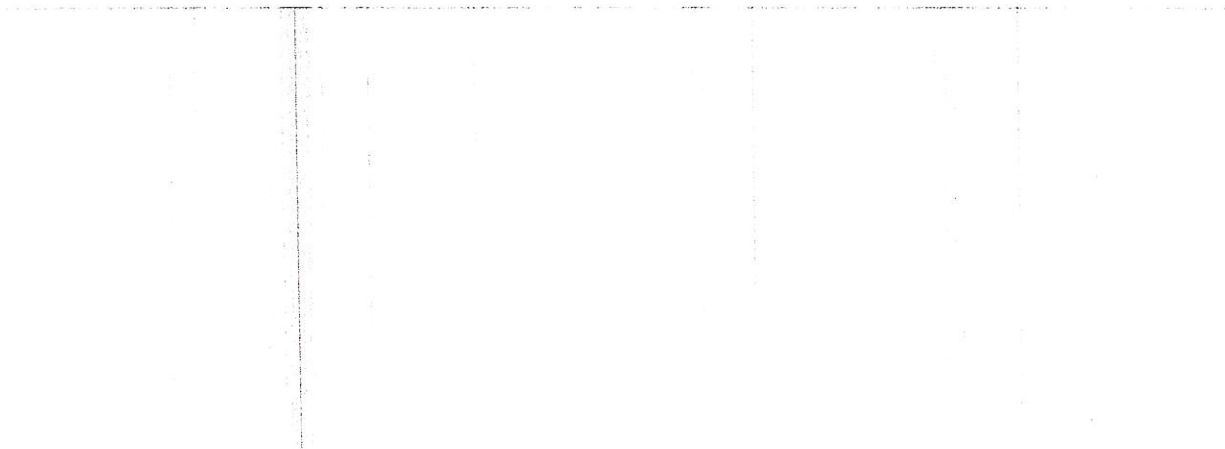
Segment 4 - The state route LA 3025 (known as South College Road) bridge located approximately 0.01 mile east of the local road known as West Bayou Parkway identified as DOTD bridge recall number 007200.

Segment 5 - The portion of state route LA 93 (known as Rue du Belier) from its intersection with the local road known as West Congress Street proceeding south approximately 0.992 miles to its intersection with state route LA 342 (known as Ridge Road), inclusive of the traffic signal at the intersection of state route LA 93 (known as Rue du Belier) with the local road known as West Congress Street.

Segment 6 - The portion of state route LA 342 (known as Ridge Road) from its intersection with state route LA 93 (known as Rue du Belier) proceeding west approximately 3.026 miles to its intersection with state route LA 724 (known as South Fieldspan Road), inclusive of the flashing beacon at the intersection of state route LA 342 (known as Ridge Road) and the local road known as Lagneaux Road, and inclusive of the bridge located approximately 0.46 miles west of with the local road known as West Broussard Road identified as DOTD bridge recall number 030246.

Segment 7 - The portion of state route LA 98 (known as East Gloria Switch Road) from its west intersection with state route LA 176 (known as Moss Street) proceeding east approximately 3.335 miles to its junction with the local road known as Sawmill Highway at the St. Martin Parish line, inclusive of the bridge located approximately 0.33 miles east

of the local road known as Dupre Drive, inclusive of the bridge located approximately 0.02 miles east of the local road known as Beau Bassin Road, and inclusive of the bridge located approximately 0.61 miles east of the local road known as North Wilderness Trail.



ATTACHMENT C

The Lafayette Parish Council agrees to accept ownership of whatever rights the Department may own in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I:

Segments 1 and 2 - No repairs will be provided by the DOTD to the portions of state route LA 176 (known as Jefferson Boulevard and Moss Street), which is to be transferred to the Parish of Lafayette in its current condition.

Segment 3 - No repairs will be provided by the DOTD to the portion of state route LA 3025 (known as South College Road), which is to be transferred to the Parish of Lafayette in its current condition.

Segment 4 - DOTD will complete state project H.014554 - LA 3025: COULEE MINE SCOUR REPAIR to DOTD bridge recall number 007200 to be transferred to the Parish of Lafayette.

Segment 5 - No repairs will be provided by the DOTD to the portion of state route LA 93 (known as Rue du Belier), which is to be transferred to the Parish of Lafayette in its current condition.

Segment 6 - No repairs will be provided by the DOTD to the portion of state route LA 342 (known as Ridge Road), which is to be transferred to the Parish of Lafayette in its current condition.

Segment 7 - No repairs will be provided by the DOTD to the portion of state route LA98 (known as East Gloria Switch Road) to be transferred to the Parish of Lafayette in its current condition with the understanding the Parish of Lafayette will replace the bridge located approximately 0.33 miles east of the local road known as Dupre Drive in the near future.

CONDITION II: DOTD will provide a total of \$9,313,186.00 in Road Transfer Credit for the portions of the state routes LA 176, LA 3025, LA 93, LA 342 and LA 98 to be transferred to the Parish of Lafayette in their current condition to be applied to the improvements in Condition III, representing \$1,246,323.00 in road transfer credit for the estimated repair cost of state route LA 176 and a portion of LA 98, plus \$8,066,863.00 in road transfer credit for the transfer of state routes LA 176, LA 3025, LA 93, LA 342 and LA 98 to the Parish of Lafayette, with any remaining balance of the road transfer credit being applied, at DOTD's sole discretion, towards the Parish's share of funding under a program of the Department affecting the Parish.

- (a) The amount of Road Transfer credit to be provided under this condition is calculated pursuant to a present worth 40-year maintenance valuation whereby DOTD

determines the cost of maintaining the road in the state highway system for 40 years from the present date.

CONDITION III: DOTD will apply the Road Transfer Credit described in Condition II towards the City-Parish's commitment to the I-49 Lafayette Connector project.

CONDITION IV: Upon the recordation of the Acts of Transfer and Acceptance for the transfer of state routes LA 176, LA 3025, LA 93, LA 342 and LA 98 to the Parish of Lafayette in their current condition, DOTD will provide \$15,250,000.00 from the Capital Outlay Savings Fund to the Parish of Lafayette from Act 117 (HB 2) of the 2022 Regular Session for "Interchange Improvements on La. Highways in Lafayette Parish, Planning and Construction" for the construction of roundabouts or other improvements at the intersection of Ridge Road and Lagneaux Road, at the intersection of Ridge Road and Rue Du Belier, and at the intersection of Ridge Road and South Domingue Avenue. Any remaining funds shall be used for the construction of intersection improvements at locations mutually agreed to by the Department and the presiding Lafayette Mayor-President.

ATTEST

A true and correct copy of O-023-2015
Adopted by the Lafayette City-Parish Council on
the 27th day of February, 2015
[Signature]
Clerk of the Council

ITEM NO. 09 - PUBLIC WORKS
FDD: 02-03-2015

EXHIBIT 1

ORDINANCE NO. O-023-2015

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AMENDING ORDINANCE NO. O-206-2014 WHEREIN THE LAFAYETTE CITY-PARISH COUNCIL AGREED TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF A PORTION OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council previously adopted Ordinance No. O-206-2014, adopted on October 21, 2014, which accepted ownership of a portion of Jefferson Boulevard; and

WHEREAS, the Lafayette City-Parish Council desires to amend the ordinance to exclude any and all mineral rights from the road exchange and read as follows:

WHEREAS, The Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, excluding any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Thoroughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, with the exception of any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction - Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforesaid "Whereas" clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer of the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 5: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 7: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, including ~~excluding~~ any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, as well as with the exception of any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planing 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction - Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION I: All of the aforescribed "Whereas" clauses are hereby adopted as part of

this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 45: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 57: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, excluding any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, with the exception any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA-176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction -- Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are hereby adopted as part of

this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 5: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 7: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

ATTEST
A true and correct copy of O-206-2014
Adopted by the Lafayette City-Parish Council on
October 14, 2014
Clerk of the Council

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

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WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, including any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, as well as any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction - Phase IIP", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are hereby adopted as part of this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 4: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.



0-223-2015

0-206-2014

RECEIVED

SEP 18 2014

CITY-PARISH PRESIDENT'S OFFICE

Internal Memorandum

Public Works Department
Capital Improvement and Development (5134)


TO: Dee Stanley
FROM: Mitchell Wyble
SUBJECT: Jefferson Boulevard Transfer from DOTD
Agenda Item

DATE: September 11, 2014

The attached ordinance provides that LCG would assume ownership of a portion of Jefferson Boulevard (LA 176) from its intersection with State Route US 90 south bound lanes (Southwest Evangeline Thoroughway) proceeding northeast approximately 0.22 miles to its intersection with state route LA 728-1 (Moss Street). The conditions of the transfer include:

1. Making repairs to include handicapped ramps for a portion of the roadway.
2. A road transfer credit in the amount of \$126,801 will be transferred to LCG to be applied to condition 3.
3. Provide streetscape improvements in accordance with the plans and specifications for the Downtown Lafayette Street & Sidewalk Construction, Phase III. Should funding exceed the road transfer credit, LCG shall be responsible for the additional cost.

If you concur, please place on the next available Council agenda.


Mitchell F. Wyble, P.E.
Public Works Civil Engineering Supervisor
Project Control

MPW/pah

attachment

c: Kevin Blanchard
Pam Hollier
Scott Joubert
Project File

RECEIVED

SEP 16 2014

Lafayette Consolidated Government
Chief Administrative Officer

LAFAYETTE CITY-PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An Ordinance of the Lafayette City-Parish Council agreeing to accept ownership of rights the State of Louisiana, Department of Transportation and Development may own and all duties, obligations, and responsibilities for the operation and maintenance of Jefferson Boulevard

2) ACTION REQUESTED: Adoption of Ordinance

3) COUNCIL DISTRICT(S) (if applicable): _____

If this involves a budget revision, please complete a budgetary revision form.

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: October 7, 2014

B) FINAL ADOPTION: October 21, 2014

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter

B) Ordinance

C) _____

D) _____

6) FISCAL IMPACT:

_____ Fiscal Impact (Explain)

No Fiscal Impact

RECOMMENDED BY:

O. David - Keith
DIRECTOR OF PUBLIC WORKS

APPROVED FOR AGENDA:

Patricia Searles
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. O-206-2014

1. This ordinance was introduced: October 7, 2014 YEAS: K. Naquin, Castille, Shelvin, Boudreaux, Bellard, A. Naquin, Patin, Theriot NAYS: None ABSENT: Bertrand ABSTAIN: None AMENDMENT:	Final disposition by Council: October 21, 2014 YEAS: K. Naquin, Shelvin, Boudreaux, Bellard, A. Naquin, Bertrand, Patin, Theriot NAYS: None ABSENT: Castille ABSTAIN: None.
--	--

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on October 10, 2014.

3. This ordinance was presented to the President for his approval on October 22, 2014 at 11:45 o'clock a.m.

[Signature]
ASST. CLERK OF THE COUNCIL

4. Disposition by President:

I hereby:

- A. Approve this ordinance, the 24 day of October, 2014, at 12:30 o'clock A.m.
- B. Veto this ordinance, the ___ day of ___, 2014, at ___ o'clock ___m., veto message is attached.
- C. Line item veto certain items this ___ day of ___, 2014 at ___ o'clock ___m., veto message is attached.

[Signature]
PRESIDENT

5. Returned to Council office with without veto message on October 24, 2014, at 2:00 o'clock P.m.

6. Reconsideration by Council (if vetoed):

On _____, 2014, the Council did/refused to adopt this ordinance after the President's veto.

[Signature]
CLERK OF THE COUNCIL

7. Full publication of this ordinance was made in the Advertiser on October 24, 2014.

NOTE: If neither approval nor veto of President appears, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.



RECEIVED

DEC 31 2014

Internal Memorandum

CITY-PARISH PRESIDENT'S
OFFICE

Public Works Department
Capital Improvement and Development (5134)

TO: Dee Stanley


DATE: December 22, 2014

FROM: Mitchell Wyble

SUBJECT: Jefferson Boulevard
Agenda Item

The attached ordinance amends Ordinance No. O-206-2014⁽⁸⁹⁾~~2014~~, which was previously adopted and allowed for the property exchange of a portion of the referenced road between LCG and DOTD. In the original ordinance, the mineral rights were included in the property transfer and DOTD's legal department advised that the mineral rights cannot be transferred. Therefore, we need to amend the resolution to exclude any and all mineral rights.

If you concur, please place on the next available Council agenda.


Mitchell P. Wyble, P.E.
Public Works Civil Engineering Supervisor
Project Control

RECEIVED

DEC 29 2014

Lafayette Consolidated Government
Chief Administrative Officer

MPW/pah

attachment

c: Kevin Blanchard
Pam Hollier
Scott Joubert
Project File

t: 337.291.8542 / mwyble@lafayettela.gov / f: 337.291.5696

LAFAYETTE CITY-PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette City-Parish Council amending Ordinance No. O-206-2014 wherein the Lafayette City-Parish Council agreed to accept ownership of rights it may own and all duties, obligation, and responsibilities for the operation and maintenance of a portion of Jefferson Boulevard from the State of Louisiana, Transportation and Development

2) ACTION REQUESTED: Adoption of Ordinance

3) COUNCIL DISTRICT(S) (if applicable): _____

If this involves a budget revision, please complete a budgetary revision form.

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: January 20, 2015

B) FINAL ADOPTION: February 3, 2015

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter

B) Ordinance

C) _____

D) _____

6) FISCAL IMPACT:

_____ Fiscal Impact (Explain)

X _____ No Fiscal Impact.



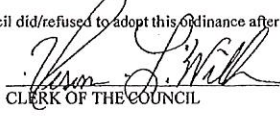
RECOMMENDED BY:

[Signature] 12/23/14
DIRECTOR OF PUBLIC WORKS

APPROVED FOR AGENDA:

[Signature]
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. O-023-2015

1. This ordinance was introduced: January 20, 2015
YEAS: K. Naquin, Boudreaux, Bellard, A. Naquin, Bertrand, Patin, Theriot
NAYS: None
ABSENT: Castille, Shelvin
ABSTAIN: None
Final disposition by Council: February 3, 2015
YEAS: K. Naquin, Castille, Shelvin, Boudreaux, Bellard, A. Naquin, Bertrand, Patin, Theriot
NAYS: None
ABSENT: None
ABSTAIN: None
2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on January 23, 2015.
3. This ordinance was presented to the President for his approval on February 4, 2015 at 10:15 o'clock 3 m.

CLERK OF THE COUNCIL
4. Disposition by President:
I hereby:
A. Approve this ordinance, the 5 day of February, 2015, at 9:00 o'clock A.m.
B. Veto this ordinance, the _____ day of _____, 2015, at _____ o'clock _____ m., veto message is attached.
C. Line item veto certain items this _____ day of _____, 2015 at _____ o'clock _____ m., veto message is attached.

PRESIDENT
5. Returned to Council office ~~with~~ without veto message on February 5, 2015, at 10:10 o'clock 3 m.
6. Reconsideration by Council (if vetoed):
On _____, 2015, the Council did/refused to adopt this ordinance after the President's veto.

CLERK OF THE COUNCIL
7. Full publication of this ordinance was made in the Advertiser on February 6, 2015.

NOTE: If neither approval nor veto of President appears, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.

EXHIBIT 2

INTERGOVERNMENTAL COOPERATIVE ENDEAVOR AGREEMENT
between the
STATE OF LOUISIANA
through the
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
and
LAFAYETTE CITY-PARISH
Route LA 176

This COOPERATIVE ENDEAVOR AGREEMENT ("Agreement"), is made and entered into this 8th day of April, 2015, in duplicate originals, by and between the State of Louisiana, through the Department of Transportation and Development (DOTD), represented herein by its Secretary, and the City-Parish of Lafayette (sometimes referred to hereinafter as "Entity"), a political subdivision of the State of Louisiana, represented herein by its City-Parish President, for the public purposes hereinafter declared.

WITNESSETH:

WHEREAS, Article VII, Section 14(C) of the Constitution of the State of Louisiana provides that, "[f]or a public purpose, the state and its political subdivisions or political corporations may engage in cooperative endeavors with each other, with the United States or its agencies, or with any public or private association, corporation, or individual;" and

WHEREAS, the actions and agreements provided for herein promote greater efficiency in the performance of DOTD's mandated functions, as set forth in La. R.S. 48:21, *et seq.*, and La. R.S. 48:191 – 193, in particular; and

WHEREAS, in an effort to reduce the size of the state highway system, rectify inequities in the distribution of state highway miles among parishes, and empower local governments through the "right-sizing" of the state highway system and in further compliance with La. R.S. 48:191; and

WHEREAS, the City-Parish of Lafayette wishes to cooperate with DOTD in its aforesaid effort and to participate in DOTD's voluntary road transfer program, under the terms and conditions as set forth herein below; and

WHEREAS, the Entity and its City-Parish President, by resolving to and entering into this Agreement, hereby request the proposed transfer of the ownership, operation, and maintenance of certain property, as set forth herein below, and pursuant to Ordinance Number O-023-2015 authorizing the Entity to enter into this Agreement with DOTD for the transfer of said property, a copy of which is attached hereto and made a part hereof by reference as Exhibit "A", which Resolution evidences the Entity's willingness to accept same as a binding agreement pursuant to La. R.S. 48:224.1; and

WHEREAS, by entering into this Agreement, the Secretary accepts the provisions of Ordinance Number O-023-2015 in accordance with La. R.S. 48:224.1; and

WHEREAS, as part of said transfer, DOTD desires to relinquish ownership of whatever rights it has, with the exception of any and all mineral rights, in and to certain property, as set forth herein below, in favor of Entity; and

WHEREAS, DOTD has determined that the conditions and requirements for the proposed road transfer are acceptable, that there is equity in the obligations exchanged, that DOTD is receiving an equivalent value in exchange for the proposed road transfer, and that the mission of DOTD and the interests of the citizens of the State of Louisiana are best served by the exchange of rights and obligations contained herein.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

ARTICLE I PURPOSE

1.1 The Recitals set forth above are hereby incorporated herein and expressly made a part of this Agreement.

1.2 DOTD agrees that it shall relinquish ownership of whatever rights it has, with the exception of any and all mineral rights, in and to the following described property (hereinafter, "the Property") and all future liabilities, including, but not limited to, all future operation, maintenance, and repairs, associated therewith to the Entity, and the Entity agrees that it shall accept same:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

ARTICLE II RESPONSIBILITIES OF THE PARTIES

2.1 Responsibilities of DOTD

2.1.1 DOTD hereby agrees, at the proper time and under the conditions specified herein, to transfer ownership of each of the above described segments of the Property by executing for each an Act of Transfer and Acceptance transferring the Property; and DOTD shall record each

of the said Acts of Transfer and Acceptance in the conveyance records for the Parish of Lafayette, State of Louisiana, and shall provide Entity with a certified copy of same. Entity hereby acknowledges that utilities may exist within the limits of the state route rights of way affected by the transfer, by permit from DOTD. The Department shall provide the Entity with a listing of existing permit holders and public utilities within the limits of the state route rights of way affected by the transfer.

2.1.2 DOTD hereby agrees to the following conditions:

CONDITION I: Provide repairs to include cold planing 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction – Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

2.2 Responsibilities of Entity

2.2.1 Entity hereby agrees to provide notification to public utilities and other holders of recorded right-of-way agreements or permits affected by the transfers contemplated herein.

2.2.2 Entity represents that it has notified each member of the state legislature in whose district the Property is located; and by execution of this Agreement, Entity further represents it has received approval from a majority of the state legislative delegation from Lafayette Parish to participate in the road transfers contemplated herein.

2.2.3 Upon issuance of Final Acceptance by DOTD of each construction project relevant to the satisfaction of one of the conditions set forth herein above, Entity will execute documents necessary to effectuate the transfer of the ownership of each portion of roadway to be transferred upon satisfaction of that condition, and shall accept all future liabilities, including, but not

limited to, all future operation, maintenance, and repairs, associated with the ownership, operation and maintenance of the Property described herein above as a City-Parish road.

2.2.4 Entity hereby agrees that, in the event Entity fails to execute any transfer and acceptance provided for or contemplated by this agreement regarding any portion of roadway owned by Entity prior to the term of this Agreement that is taken into the state highway system pursuant to this Agreement, said portion of roadway shall revert back to Entity in full ownership and as part of Entity's system of roads upon completion and Final Acceptance of any work of repair or improvement contained in any Condition herein above relative to said portion of roadway.

ARTICLE III TERM

This Agreement shall commence on the date first written above and shall remain in effect until all obligations contained herein have been performed.

ARTICLE IV TERMINATION

The DOTD or the Entity may terminate this Agreement for cause based upon the failure of the other party to comply with the terms and conditions of the Agreement, provided that the party wishing to terminate shall give the other party written notice specifying the other party's failure. If within thirty (30) days after receipt of such notice, the other party shall not have either corrected such failure or thereafter proceeded diligently to complete such correction, then the party wishing to terminate the Agreement may, at its option, place the other party in default, and the Agreement shall terminate on the date specified in such notice.

ARTICLE V OWNERSHIP OF DOCUMENTS

All records, reports, documents and other material delivered or transmitted to the Entity by the DOTD shall remain the property of the DOTD and shall be returned by the Entity to the DOTD, at the Entity's expense, at termination or expiration of this Agreement.

ARTICLE VI ASSIGNMENTS

Neither party may assign any interest in this Agreement by assignment, transfer, or novation, without prior written consent of the other party.

ARTICLE VII AUDITORS

It is hereby understood and agreed that the Legislative Auditor of the State of Louisiana and/or the Office of the Governor, Division of Administration, auditors shall have the option of auditing all accounts of the Entity and the DOTD that relate to this Agreement. The Entity shall be audited in accordance with La. R.S. 24:513.

**ARTICLE VIII
FISCAL FUNDING AND APPROVAL CONTINGENCIES**

The continuation of this Agreement is contingent upon the appropriation of funds to fulfill the requirements of the Agreement by the Legislature. If the Legislature fails to appropriate sufficient monies to provide for the continuation of the Agreement, or if such appropriation is reduced by veto of the Governor or by any means provided in the appropriations act to prevent the total appropriation for the year from exceeding revenues for that year, or for any other lawful purpose, and the effect of such reduction is to provide insufficient monies for the continuation of the Agreement, the Agreement shall terminate on the date of the beginning of the first fiscal year for which funds are not appropriated.

**ARTICLE IX
INDEMNIFICATION/INSURANCE**

The Entity shall indemnify and save harmless DOTD against any and all claims, losses, liabilities, demands, suits, causes of action, damages, and judgments of sums of money growing out of, resulting from, or by reason of any act or omission of the Entity, its agents, servants, independent contractors, or employees while engaged in, about, or in connection with the discharge or performance of the terms of this Agreement. Such indemnification shall include the DOTD fees and costs of litigation, including, but not limited to, reasonable attorney's fees.

**ARTICLE X
DISCRIMINATION CLAUSE**

10.1 The parties agree to abide by the requirements of the following as applicable: Titles VI and Title VII of the Civil Rights Act of 1964, as amended; the Equal Opportunity Act of 1972, as amended; Federal Executive Order 11246, as amended; the Rehabilitation Act of 1973, as amended; the Vietnam Era Veteran's Readjustment Assistance Act of 1974; Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; the Americans with Disabilities Act of 1990, as amended, and Title II of the Genetic Information Nondiscrimination Act of 2008.

10.2 The parties agree not to discriminate in employment practices, and shall render services under this contract without regard to race, color, age, religion, gender, national origin, veteran status, genetic information, political affiliation, or disabilities.

10.3 Any act of discrimination committed by either party, or failure to comply with these statutory obligations, when applicable, shall be grounds for termination of this Agreement.

ARTICLE XI SEVERABILITY

If any term, covenant, condition, or provision of this Agreement or the application thereof to any person or circumstances shall, at any time or to any extent, be invalid or unenforceable, the remainder of this Agreement, or the application of such term, covenant, condition or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and each term, covenant, condition, and provision of this Agreement shall be valid and be enforced to the fullest extent of the law.

ARTICLE XII ENTIRE AGREEMENT/MODIFICATIONS

This Agreement, including any attachments that are expressly referred to in this Agreement, contains the entire agreement between the parties and supersedes any and all agreements or contracts previously entered into between the parties on the same subject matter. No representations were made or relied upon by either party, other than those that are expressly set forth herein. Any modification or amendment of this Agreement shall be valid only when it has been reduced to writing and executed by both parties.

ARTICLE XIII CONTROLLING LAW, LEGAL COMPLIANCE AND VENUE

13.1 The validity, interpretation, and performance of this Agreement shall be controlled by and construed in accordance with the laws of the State of Louisiana. In the event of default by either party, the aggrieved party shall have all rights granted by the general laws of the State of Louisiana.

13.2 DOTD and the Entity shall comply with all applicable federal, state, and local laws and regulations, including, specifically, the Louisiana Code of Governmental Ethics (LSA-R.S.

42:1101, *et seq.*) in carrying out the provisions of this Agreement.

13.3 The exclusive venue for any suit arising out of this Agreement shall be in the Nineteenth Judicial District Court for the Parish of East Baton Rouge, State of Louisiana.

IN WITNESS WHEREOF, the parties have executed this Agreement on the day, month and year first written above.

WITNESSES:

LAFAYETTE CITY-PARISH
CONSOLIDATED GOVERNMENT

Kim Spears
(Witness for First Party)

By: [Signature]
Lafayette City-Parish President

Bonnie Benjamin
(Witness for First Party)

WITNESSES:

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND
DEVELOPMENT

Cindy Springs
(Witness for Second Party)

By: [Signature]
Secretary

Emil Patten
(Witness for Second Party)

RECOMMENDED FOR APPROVAL

By: [Signature]
Division Head

EXHIBIT "A"

ORDINANCE NO. O-023-2015

ATTEST

A true and correct copy of O-023-2015
Adopted by the Lafayette City-Parish Council on
the 27 day of February, 2015
[Signature]
Clerk of the Council

ITEM NO. 09 – PUBLIC WORKS
FDD: 02-03-2015

ORDINANCE NO. O-023-2015

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AMENDING ORDINANCE NO. O-206-2014 WHEREIN THE LAFAYETTE CITY-PARISH COUNCIL AGREED TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF A PORTION OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council previously adopted Ordinance No. O-206-2014, adopted on October 21, 2014, which accepted ownership of a portion of Jefferson Boulevard; and

WHEREAS, the Lafayette City-Parish Council desires to amend the ordinance to exclude any and all mineral rights from the road exchange and read as follows:

WHEREAS, The Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, excluding any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Thruway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, with the exception of any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction – Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforesaid "Whereas" clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 5: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 7: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

* * * * *

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, including ~~excluding~~ any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound Janes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, as well as with the exception of any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$26,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction - Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are hereby adopted as part of

this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION-45: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 57: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, excluding any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Thoroughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, with the exception any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction -- Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are hereby adopted as part of

this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development complies with the conditions stated herein.

SECTION 3: That the Lafayette City-Parish Council authorizes the presiding City-Parish President of the Lafayette City-Parish Consolidated Government to execute a Cooperative Endeavor Agreement between the Department and the Lafayette Consolidated Government memorializing the agreement between the parties relative to the above stated property transfers.

SECTION 4: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 5: That the Lafayette City-Parish Council hereby represents that it has received approval from a majority of the state legislative delegation from Lafayette Parish of the actions contemplated herein.

SECTION 6: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 7: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature or veto, or upon an override of a veto, whichever occurs first.

ATTEST
A true and correct copy of Ordinance No. O-206-2014
Adopted by the Lafayette City-Parish Council on
October 17, 2014
[Signature]
Clerk of the Council

ORDINANCE NO. O-206-2014

AN ORDINANCE OF THE LAFAYETTE CITY-PARISH COUNCIL AGREEING TO ACCEPT OWNERSHIP OF RIGHTS THE STATE OF LOUISIANA, DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT MAY OWN AND ALL DUTIES, OBLIGATIONS, AND RESPONSIBILITIES FOR THE OPERATION AND MAINTENANCE OF JEFFERSON BOULEVARD

BE IT ORDAINED by the Lafayette City-Parish Council, that:

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the State of Louisiana, Department of Transportation and Development (Department) may own, including any and all mineral rights, in and to the following described property, and agrees to accept all future rights, obligations and liabilities, including but not limited to, all future operation, maintenance, and repairs associated therewith, for its operation and maintenance as a City-Parish road, subject to the conditions stated herein below:

The portion of state route LA 176 known as Jefferson Boulevard from its intersection with State Route US 90 south bound lanes (known as Southwest Evangeline Throughway) and proceeding northeast approximately 0.22 mile to its intersection with state route LA 728-1 (known as Moss Street).

WHEREAS, the Lafayette City-Parish Council agrees to accept ownership of whatever rights the Department may own, as well as any and all mineral rights, in and to the aforesaid described property at the proper time and under the conditions specified herein below:

CONDITION I: Provide repairs to include cold planning 2 inches and overlay with 2 inches of superpave asphaltic concrete, saw and seal joints, and install handicapped ramps for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government.

CONDITION II: Provide \$126,801 in road transfer credit for the portion of state route LA 176 (known as Jefferson Boulevard) to be transferred to the Lafayette City-Parish Consolidated Government to be applied to the improvements in Condition III with any remaining balance of the road transfer credit to be applied to the repair or replacement of deficient bridges owned by Lafayette City-Parish Consolidated Government.

CONDITION III: In conjunction with the repairs and improvements outlined in Condition I herein above, provide streetscape improvements, including but not limited to adding bulb outs, brick pavers, and lighting in accordance with Lafayette City-Parish Consolidated Government's Plans and Specifications for "Downtown Lafayette Street & Sidewalk Construction - Phase III", not to exceed the road transfer credit provided in Condition II. If streetscape improvements exceed the road transfer credit provided in Condition II, the additional funding will be the responsibility of the Lafayette City-Parish Consolidated Government.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City-Parish Council, that:

SECTION 1: All of the aforescribed "Whereas" clauses are hereby adopted as part of this ordinance.

SECTION 2: The Lafayette City-Parish Council shall accept ownership of whatever rights the Department may own in and to the aforesaid described property as a binding agreement between the State of Louisiana and the Lafayette City-Parish Council, provided the State of Louisiana, Department of Transportation and Development, complies with the conditions stated herein.

SECTION 3: The Lafayette City-Parish Council authorizes the presiding Lafayette City-Parish President of the Lafayette City-Parish Consolidated Government to execute the documents necessary to effect the transfer the aforesaid described property upon the satisfaction of the above stated relevant condition, each such transfer to occur and the appropriation documents to be executed upon the completion of the improvements thereto as set forth herein above.

SECTION 4: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 5: This ordinance shall become effective upon signature of the Lafayette City-Parish President, the elapse of ten (10) days after receipt by the Lafayette City-Parish President without signature, or veto, or upon an override of a veto, whichever occurs first.



0-223-2015
0-206-2014

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SEP 18 2014

CITY-PARISH PRESIDENT'S OFFICE

Internal Memorandum


Public Works Department
Capital Improvement and Development (5134)

TO: Dee Stanley **DATE:** September 11, 2014
FROM: Mitchell Wyble
SUBJECT: Jefferson Boulevard Transfer from DOTD
Agenda Item

The attached ordinance provides that LCG would assume ownership of a portion of Jefferson Boulevard (LA 176) from its intersection with State Route US 90 south bound lanes (Southwest Evangeline Throughway) proceeding northeast approximately 0.22 miles to its intersection with state route LA 728-1 (Moss Street). The conditions of the transfer include:

1. Making repairs to include handicapped ramps for a portion of the roadway.
2. A road transfer credit in the amount of \$126,801 will be transferred to LCG to be applied to condition 3.
3. Provide streetscape improvements in accordance with the plans and specifications for the Downtown Lafayette Street & Sidewalk Construction, Phase III. Should funding exceed the road transfer credit, LCG shall be responsible for the additional cost.

If you concur, please place on the next available Council agenda.


Mitchell F. Wyble, P.E.
Public Works Civil Engineering Supervisor
Project Control

MPW/pah
attachment

c: Kevin Blanchard
Pam Hollier
Scott Joubert
Project File

RECEIVED

SEP 16 2014

Lafayette Consolidated Government
Chief Administrative Officer

LAFAYETTE CITY-PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An Ordinance of the Lafayette City-Parish Council agreeing to accept ownership of rights the State of Louisiana, Department of Transportation and Development may own and all duties, obligations, and responsibilities for the operation and maintenance of Jefferson Boulevard.

2) ACTION REQUESTED: Adoption of Ordinance

3) COUNCIL DISTRICT(S) (if applicable): _____

If this involves a budget revision, please complete a budgetary revision form.

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: October 7, 2014

B) FINAL ADOPTION: October 21, 2014

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter

B) Ordinance

C) _____

D) _____

6) FISCAL IMPACT:

_____ Fiscal Impact (Explain)

No Fiscal Impact

RECOMMENDED BY:

David - Ken [Signature]
DIRECTOR OF PUBLIC WORKS

APPROVED FOR AGENDA:

[Signature]
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. O-206-2014

1. This ordinance was introduced: <u>October 7</u> , 2014 YEAS: K. Naquin, Castille, Shelvin, Boudreaux, Bellard, A. Naquin, Patin, Theriot NAYS: None ABSENT: Bertrand ABSTAIN: None AMENDMENT:	Final disposition by Council: <u>October 21</u> , 2014 YEAS: K. Naquin, Shelvin, Boudreaux, Bellard, A. Naquin, Bertrand, Patin, Theriot NAYS: None ABSENT: Castille ABSTAIN: None.
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2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on October 10, 2014.

3. This ordinance was presented to the President for his approval on October 22, 2014 at 11:45 o'clock A.m.

[Signature]
ASST. CLERK OF THE COUNCIL

4. Disposition by President:

I hereby:

- A. Approve this ordinance, the 24 day of October, 2014, at 12:30 o'clock A.m.
- B. Veto this ordinance, the _____ day of _____, 2014, at _____ o'clock _____m., veto message is attached.
- C. Line item veto certain items this _____ day of _____, 2014 at _____ o'clock _____m., veto message is attached.

[Signature]
PRESIDENT

5. Returned to Council office ~~with~~ without veto message on October 24, 2014, at 2:00 o'clock P.m.

6. Reconsideration by Council (if vetoed):

On _____, 2014, the Council did/refused to adopt this ordinance after the President's veto.

[Signature]
CLERK OF THE COUNCIL

7. Full publication of this ordinance was made in the Advertiser on October 24, 2014.

NOTE: If neither approval nor veto of President appears, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.

RECEIVED

DEC 31 2014

Internal Memorandum

CITY-PARISH PRESIDENT'S
OFFICE


**Public Works Department
Capital Improvement and Development (5134)**

TO: Dee Stanley
FROM: Mitchell Wyble
SUBJECT: Jefferson Boulevard
Agenda Item

DATE: December 22, 2014

The attached ordinance amends Ordinance No. O-206-2014⁶⁹2014, which was previously adopted and allowed for the property exchange of a portion of the referenced road between LCG and DOTD. In the original ordinance, the mineral rights were included in the property transfer and DOTD's legal department advised that the mineral rights cannot be transferred. Therefore, we need to amend the resolution to exclude any and all mineral rights.

If you concur, please place on the next available Council agenda.


Mitchell F. Wyble,
Public Works Civil Engineering Supervisor
Project Control

RECEIVED

DEC 29 2014

Lafayette Consolidated Government
Chief Administrative Officer

MPW/pah

attachment

c: Kevin Blanchard
Pam Hollier
Scott Joubert
Project File

LAFAYETTE CITY-PARISH COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette City-Parish Council amending Ordinance No. O-206-2014 wherein the Lafayette City-Parish Council agreed to accept ownership of rights it may own and all duties, obligation, and responsibilities for the operation and maintenance of a portion of Jefferson Boulevard from the State of Louisiana, Transportation and Development

2) ACTION REQUESTED: Adoption of Ordinance

3) COUNCIL DISTRICT(S) (if applicable): _____

If this involves a budget revision, please complete a budgetary revision form.

4) REQUESTED ACTION OF COUNCIL:

A) INTRODUCTION: January 20, 2015

B) FINAL ADOPTION: February 3, 2015

5) DOCUMENTATION INCLUDED WITH THIS REQUEST:

A) Cover letter

B) Ordinance

C) _____

D) _____

6) FISCAL IMPACT:

_____ Fiscal Impact (Explain)

X _____ No Fiscal Impact

RECOMMENDED BY:

[Signature] 12/23/14
DIRECTOR OF PUBLIC WORKS

APPROVED FOR AGENDA:

[Signature]
CHIEF ADMINISTRATIVE OFFICER

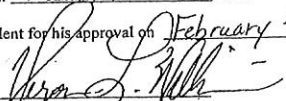
DISPOSITION OF ORDINANCE NO. O-023-2015

1. This ordinance was introduced: January 20, 2015
YEAS: K. Naquin,
Boudreaux, Bellard, A. Naquin,
Bertrand, Patin, Theriot
NAYS: None
ABSENT: Castille, Shelvin
ABSTAIN: None

Final disposition by Council:
February 3, 2015
YEAS: K. Naquin, Castille, Shelvin,
Boudreaux, Bellard, A. Naquin,
Bertrand, Patin, Theriot
NAYS: None
ABSENT: None
ABSTAIN: None

2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on January 23, 2015.

3. This ordinance was presented to the President for his approval on February 4, 2015 at 10:15 o'clock 2 m.


CLERK OF THE COUNCIL

4. Disposition by President:

I hereby:

- A. Approve this ordinance, the 5 day of February, 2015, at 9:00 o'clock A.m.
- B. Veto this ordinance, the _____ day of _____, 2015, at _____ o'clock _____ m., veto message is attached.
- C. Line item veto certain items this _____ day of _____, 2015 at _____ o'clock _____ m., veto message is attached.


PRESIDENT

5. Returned to Council office ~~with~~ without veto message on February 5, 2015, at 10:10 o'clock 2 m.

6. Reconsideration by Council (if vetoed):

On _____, 2015, the Council did/refused to adopt this ordinance after the President's veto.


CLERK OF THE COUNCIL

7. Full publication of this ordinance was made in the Advertiser on February 6, 2015.

NOTE: If neither approval nor veto of President appears, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.



RECEIVED

APR 13 2023

Lafayette Consolidated Government
Chief Administrative Officer

Internal Memorandum
Traffic, Roads, & Bridges Department
TRB Director's Office (5102)

TO: Cydra Wingerter
DATE: April 13, 2023

FROM: Warren Abadie

SUBJECT: **Joint Ordinance**
LCG to Accept Ownership of Certain Rights of Way and Other Ownership Rights
Held by the State of Louisiana DOTD
Agenda Item

Attached for consideration is an ordinance accepting ownership of certain Rights of Way and other ownership rights held by the LaDOTD and authorizing Lafayette Mayor-President to enter into an Intergovernmental Agreement or Cooperative Endeavor Agreement with LaDOTD. This will help to facilitate the completion of construction projects within the City and Parish of Lafayette.

LCG will also receive \$15,250,000 directly to complete roundabout projects or other improvements on Ridge Road at the intersections of Ridge Road & Lagneaux Road, and Rue du Belier and South Domingue Avenue. LaDOTD will also transfer \$9,313,186 in Road Transfer Credit.

If you concur, please place the attached ordinance on the next appropriate Council agenda for introduction.

Should you have any questions, please don't hesitate to contact our office.

A handwritten signature in black ink, appearing to read 'Warren Abadie', written over a horizontal line.

Warren Abadie, P.E.
Director of Traffic, Roads, & Bridges

WA:cs

LAFAYETTE JOINT COUNCIL MEETING

AGENDA ITEM SUBMITTAL FORM

1) **JUSTIFICATION FOR REQUEST:** A Joint Ordinance of the Lafayette City Council and the Lafayette Parish Council accepting ownership on behalf of the City of Lafayette of Rights the State of Louisiana, Department of Transportation and Development may own and responsibilities for the operation and maintenance of same in those certain properties described herein and authorizing the Lafayette Mayor-President to execute all documents necessary to carry out the dictates of this Ordinance.

2) **ACTION REQUESTED:** Adoption of Ordinance _____

3) **REQUESTED ACTION OF COUNCIL:**

A) **INTRODUCTION:** May 2, 2023

B) **FINAL ADOPTION:** May 16, 2023

4) **DOCUMENTATION INCLUDED WITH THIS REQUEST:**

A) Cover Memo from Director (1 page) _____

B) Submittal Item Justification Form (1 page) _____

C) Joint Ordinance (2 pages) _____

D) Attachment A, B and C (6 Pages)


E) Exhibit 1 and 2 (37 Pages)

5) **FISCAL IMPACT:**

X DOTD will provide \$15,250,000 directly to LCG for the construction of roundabouts or other improvements at intersections on Ridge Road and \$9,313,186 in Road Transfer Credit.

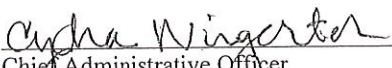
No Fiscal Impact

RECOMMENDED BY:



Director of Traffic, Roads, & Bridges

APPROVED FOR AGENDA:



Chief Administrative Officer